DOCKET NO: 282557US8X

## IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

JASON C. PELLY, ET AL. : EXAMINER: HOANG, DANIEL L.

SERIAL NO: 10/728,539 :

FILED: DECEMBER 5, 2003 : GROUP ART UNIT: 2436

FOR: DATA PROCESSING APPARATUS :

AND METHOD

## AMENDMENT UNDER 37 C.F.R. § 1.114

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Office Action dated January 26, 2009, Applicants request reconsideration in view of the following Amendment and Remarks submitted concurrently with a Request for Continued Examination:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 16 of this paper.